

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

JOSUE SOTO Individually , on Behalf of
All Others Similarly Situated, and on
Behalf of the General Public ,

Plaintiff,

v.

DIAKON LOGISTICS (DELAWARE),
INC.,

Defendant,

AND RELATED COUNTERCLAIM
AND THIRD-PARTY COMPLAINT.


Civil No. 08cv33-L(AJB)

**ORDER GRANTING EX PARTE
APPLICATION TO FILE FIRST
AMENDED COMPLAINT**

Pursuant to the parties' stipulation filed April 18, 2008 and Federal Rule of Civil
Procedure 15(a)(2), Plaintiff's ex parte application is **GRANTED**. Any response to the first
amended complaint shall be filed within the time provided in Rule 15(a)(3).

IT IS SO ORDERED.

DATED: April 21, 2008


M. James Lorenz
United States District Court Judge

COPY TO:

HON. ANTHONY J. BATTAGLIA
UNITED STATES MAGISTRATE JUDGE

ALL PARTIES/COUNSEL